**FACSIMILE COVER SHEET**

Date: April 8, 2005

To: Ms. Latjma Owens  
Legal Instruments Officer  
United States Patent  
& Trademark OfficeA Professional Corporation  
Intellectual Property Attorneys

Fax No: 571-273-0545

NBC Tower - Suite 3600  
455 N. Cityfront Plaza Drive  
Chicago, Illinois 60611-5599  
Facsimile 312-321-4299  
Telephone 312-321-4200From: Magdalena O. Cilella, Ph.D.  
Tel. No: 312-245-5398Serial No. 10/734,096  
Client No: 11930/135San Jose, CA  
Indianapolis, IN  
Detroit, MI  
Toledo, OH  
Arlington, VANo. of Pages  
(inc. this page): 19

Confirmation Copy To Follow: Yes No

IF YOU HAVE ANY PROBLEMS RECEIVING THIS MESSAGE,  
PLEASE CALL 312-321-4200 AND ASK FOR: Carrie Wagner, X4323

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. IT MAY CONTAIN PRIVILEGED, CONFIDENTIAL, ATTORNEY WORK PRODUCT, OR TRADE SECRET INFORMATION WHICH IS EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAWS. IF YOU ARE NOT THE INTENDED RECIPIENT, OR AN EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE (AND ALL COPIES) TO US BY MAIL AT THE ABOVE ADDRESS. WE WILL REIMBURSE YOU FOR POSTAGE.

**COVER MESSAGE:**

**CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8**

I hereby certify that this correspondence, totaling 18 pages including scanned attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-0545 on the below date:

Date: April 8, 2005 Name: Magdalena O. Cilella, Ph.D. Signature: Magdalena Cilella

**BRINKS  
HOFER  
GILSON  
& LIONE**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Appln. of: Goldstein, Steven et al.

Appln. No.: 10/734,096

Examiner: Barnhart, Lora Elizabeth

Filed: December 11, 2003

Art Unit: 1651

For: RADICAL RETARDANT  
CRYOPRESERVATION SOLUTIONS

Attorney Docket No: 11930/135

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL**

Sir:

**Attached is/are:**

- Response with copy of pages 3-16 previously submitted.  
 Return Receipt Postcard

**Fee calculation:**

- No additional fee is required.  
 Small Entity.  
 An extension fee in an amount of \$\_\_\_\_ for a \_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
 A petition or processing fee in an amount of \$\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
 An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Small Entity		Not a Small Entity		
					Rate	Add'l Fee	or	Rate	
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+ \$180=			+ \$360=	
					Total	\$		Total	\$

**Fee payment:**

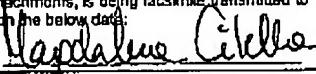
- A check in the amount of \$\_\_\_\_ is enclosed.  
 Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
 Payment by credit card in the amount of \$\_\_\_\_ (Form PTO-2038 is attached).  
 The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Date

4/8/05

Respectfully submitted,

Magdalena O. Cilella  
Magdalena O. Cilella, Ph.D. (Reg. No. 56,619)  
Agent for Applicants

<b>CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8</b>		
I hereby certify that this correspondence, totaling <u>18</u> pages including enclosed attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-0545 on the below date:		
Date: April 8, 2005	Name: Magdalena O. Cilella, Ph.D.	Signature: 

**BRINKS**  
**HOFER**  
**GILSON**  
**& LIONE**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Appn. of: Goldstein, Steven et al.

Appn. No.: 10/734,096

Filed: December 11, 2003

For: RADICAL RETARDANT  
CRYOPRESERVATION SOLUTIONS

Attorney Docket No: 11930/135

Examiner: Barnhart, Lora  
Elizabeth

Art Unit: 1651

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450**TRANSMITTAL**

Sir:

**Attached is/are:**

- Response with copy of pages 3-16 previously submitted.  
 Return Receipt Postcard

**Fee calculation:**

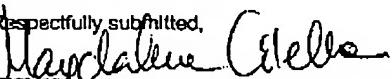
- No additional fee is required.  
 Small Entity.  
 An extension fee in an amount of \$\_\_\_\_ for a \_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
 A petition or processing fee in an amount of \$\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
 An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Small Entity		Not a Small Entity	
				Rate	Add'l Fee	or	Rate
Total		Minus		x \$25=			x \$50=
Indep.		Minus		x 100=			x \$200=
First Presentation of Multiple Dep. Claim				+\$180=			+\$360=
				Total	\$	Total	\$

**Fee payment:**

- A check in the amount of \$\_\_\_\_ is enclosed.  
 Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
 Payment by credit card in the amount of \$\_\_\_\_ (Form PTO-2038 is attached).  
 The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Date 4/8/05

Respectfully submitted,  


Magdalena O. Cilella, Ph.D. (Reg. No. 58,619)  
Agent for Applicants

I hereby certify that this correspondence is being faxed to the U.S. Patent and Trademark Office, at Fax Number 571-273-0545 on

April 8, 2005

Date of Deposit

Magdalena O. Cilella, Ph.D.

Name of applicant, assignee or  
Registered Representative

Magdalena Cilella

Signature

April 8, 2005

Date of Signature

Our Case No. 11930/135

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Goldstein, Steven et al.

Serial No. 10/734,096

Filing Date: December 11, 2003

Examiner: Barnhart, Lora Elizabeth

Group Art Unit No. 1651

For: RADICAL RETARDANT  
CRYOPRESERVATION SOLUTIONS

**RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment of April 4, 2005, Applicants respectfully state that Applicants submitted a complete listing of claims in Applicants' Preliminary Amendment and Response to Restriction Requirement, filed

Application No.: 10/734,096  
Reply to Communication of April 4, 2005

March 2, 2005. Please note that there were total of 19 pages of the Preliminary Amendment and Response submitted. However, it appears that pages 3-5, listing claims 1-23, of the Applicants' Amendment and Response were misplaced.

Accordingly, to further the prosecution, Applicants are providing the Patent Office with previously submitted pages 3-16, including the complete listing of claims 1-110, of the Applicants' Amendment and Response to Restriction Requirement of March 2, 2005.

Applicants respectfully submit that the present application is now in condition for examination.

Respectfully submitted,

Dated: April 8, 2005



Magdalena O. Cilella, Ph.D.  
Reg. No. 56,619  
Agent for Applicant  
Customer No. - 00757 Brinks Hofer  
Gilson & Lione

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, IL 60610  
(312)321-4200